

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
MONDAY, MAY 5, 1997
AT 2:00 P.M.
IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor Golding at 2:00 p.m. Mayor Golding adjourned the meeting at 2:38 p.m. into Closed Session on Tuesday, May 6, 1997, at 9:00 a.m. in the twelfth floor conference room to discuss existing litigation, anticipated litigation, and Meet and Confer with employee organizations.

ATTENDANCE DURING THE MEETING:

- (M) Mayor Golding-present
- (1) Council Member Mathis-present
- (2) Council Member Wear-present
- (3) Council Member Kehoe-present
- (4) Council Member Stevens-present
- (5) Council Member Warden-present
- (6) Council Member Stallings-present
- (7) Council Member McCarty-present
- (8) Council Member Vargas-present

Clerk-Abdelnour (ms)

FILE LOCATION: MINUTES

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor Golding-present
- (1) Council Member Mathis-present
- (2) Council Member Wear-present

- (3) Council Member Kehoe-present
- (4) Council Member Stevens-present
- (5) Council Member Warden-present
- (6) Council Member Stallings-present
- (7) Council Member McCarty-present
- (8) Council Member Vargas-present

FILE LOCATION: MINUTES

ITEM-10: INVOCATION

Invocation was given by Intern Minister Barbro Hansson
of the First Unitarian Universalist Church.

FILE LOCATION: MINUTES

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member
Mathis.

FILE LOCATION: MINUTES

PUBLIC COMMENT:

ITEM-PC-1:

Don Stillwell suggested the City consider issuing debt
free, tax free municipal stock to fund the stadium and
convention center expansion and the new library.

FILE LOCATION: AGENDA (Convention Center #62)

COUNCIL ACTION: (Tape location: A055-078.)

ITEM-PC-2:

James Hartman commented on the problem the City has
with a 2/3 majority vote being required to issue bonds.
He believes this is outdated and thinks only a simple
majority vote should be required.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A081-109.)

ITEM-PC-3:

Darlene Davis said she is alarmed about possible changes to the City Charter. She would like the stadium expansion put on the ballot so everyone could vote on it. She thinks if the public is well informed and the project is good, it will be approved.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A111-138.)

ITEM-PC-4:

Sue Blackman spoke in favor of hand gun control. She requested the full City Council to hold a hearing on the issue of banning Saturday Night Specials.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A139-155.)

COUNCIL COMMENT:

ITEM-CC-1:

Council Member Stallings said she worked on the 4th annual Tri-Canyon Clean Up in Clairemont this weekend. There were 133 people there to work on cleaning up the canyons, including Council Members Mathis and Warden.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A163-177.)

ITEM-CC-2:

Council Member Warden said the Tri-Canyon Clean Up had a great turnout from the community and she thanked them and the people who contributed food for the workers. She also said the Council is proclaiming May as Motorcycle Awareness Month and on Friday she attended the Motorcycle Awareness Kickoff event at Planet

Hollywood to benefit Leukemia.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A178-187.)

ITEM-CC-3:

Council Member Mathis said it was his pleasure to take part in the Tri-Canyon Clean Up. This is his third year out there and he thanked everyone who took part in the event and hopes to increase the turnout each year.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A188-207.)

ITEM-CC-4:

Council Member Wear thanked the 500 citizens of Pacific Beach and San Diego who attended the ceremony this weekend to honor the Taylor Family in appreciation of their gift of \$4,000,000 for the construction of the Earl and Birdie Taylor Library in Pacific Beach. Mayor Golding, Council Member Stallings and City Manager McGrory also attended the ceremony to honor Vern Taylor and his family for their generous contribution.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A208-216.)

ITEM-CC-5:

Council Member Vargas said The Blood Bank was at Montgomery Waller Park on Saturday encouraging people to be bone marrow donors. He went through the screening process and he urges anyone else who could be a bone marrow donor to do the same. The Blood Bank is particularly looking for more Hispanics and people of color to donate since, unfortunately, there are so few donors. Many lives depend on these donors and it is a very needy project.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A216-228.)

ITEM-CC-6:

Council Member Kehoe said there was a mural dedication at North Park Center over the weekend. Saturday at noon, members of the North Park Community Planning Association, the Community Association, the Recreation Council, the School Task Force, and a number of other groups gathered to dedicate a new mural. City staff were there and so were the young painters and the designer of the mural, Lorraina Thompson. It was a great day for North Park and marks another big turn in taking the park back for the community.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A229-239.)

ITEM-CC-7:

Council Member McCarty said she helped plant 77 trees on Saturday and then went to the celebration to open the new ballpark that the Moores Family had given to San Diego State. It is a beautiful ballpark and it was a wonderful day.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A240-245.)

ITEM-30: APPROVED

Approval of Council Minutes for the Meetings of:

4-21-97 Adjourned
4-22-97 Adjourned

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A158-162.)

MOTION BY WARDEN TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-31:

SUBJECT: National Tourism Week.

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-97-994) ADOPTED AS RESOLUTION R-288608

Recognizing the importance of the Visitor Industry to the San Diego region;

Proclaiming May 4 through 10, 1997 to be "National Tourism Week" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A255-323, A492-509.)

MOTION BY STEVENS TO ADOPT. Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-32:

SUBJECT: Pastor Tommie G. Bennett Day.

COUNCILMEMBER STEVENS'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1049) ADOPTED AS RESOLUTION R-288609

Commending Pastor Tommie G. Bennett for fifty years of unselfish ministry, dedication and devotion to the entire City of San Diego;

Proclaiming May 10, 1997 to be "Pastor Tommie G. Bennett Day" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A488-509.)

MOTION BY STEVENS TO ADOPT. Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea,

Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea,
Vargas-yea, Mayor Golding-yea.

ITEM-33:

SUBJECT: Elder Abuse Awareness Month.

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-97-932) ADOPTED AS RESOLUTION R-288610

Proclaiming the month of May 1997 to be "Elder Abuse Awareness Month" in the City and County of San Diego, and congratulating the efforts of the public and private sector participants who are committed to supporting elder abuse prevention and increasing awareness that elder abuse is a crime.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A325-509.)

MOTION BY STEVENS TO ADOPT. Second by Wear. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-100:

SUBJECT: Sorrento Valley/Carroll Canyon - General Utility Easement.

(NAS Miramar. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1075) ADOPTED AS RESOLUTION R-288611

Authorizing the expenditure of not to exceed \$4,000 from CIP-70-934.0, Sorrento Valley/Carroll Canyon Subsystem, for acquisition of property rights and related acquisition costs to acquire a General Utility

Easement across a portion of land located on Production Avenue and Miramar Road, owned by GW PID Association, for construction of a Pressure Reduction Vault which is required for conveyance of reclaimed water from the North City Water Reclamation Plant.

CITY MANAGER SUPPORTING INFORMATION:

This project provides for supplying users in Sorrento Valley and Carroll Canyon with Title 22 reclaimed water from the North City Water Reclamation Plant. Approval of this action will authorize an expenditure of funds to acquire a General Utility Easement across a portion of land owned by GW PID Association for construction of a Pressure Reduction Vault which is required for the conveyance of the reclaimed water.

Aud. Cert. 9701020.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A510-537.)

CONSENT MOTION BY WEAR TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-101:

SUBJECT: Senior Citizens Week in San Ysidro.

COUNCILMEMBER VARGAS'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1057) ADOPTED AS RESOLUTION R-288612

Proclaiming the week of May 11 through 17, 1997 to be "Senior Citizens Week in San Ysidro."

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A510-537.)

CONSENT MOTION BY WEAR TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-102:

SUBJECT: Peace Officers' Memorial Day.

CITY ATTORNEY'S RECOMMENDATION:

Adopt the following resolution:

(R-97-955) ADOPTED AS RESOLUTION R-288613

Proclaiming May 15, 1997 to be "Peace Officers' Memorial Day" in San Diego;

Encouraging all citizens to remember those individuals who gave their lives for our safety and recognize those who continue to dedicate themselves to making San Diego a safer place to live.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A510-537.)

CONSENT MOTION BY WEAR TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-103:

SUBJECT: Cooperative Agreement with CalTrans for the Sewer Relocation on I-15 and Market Street.

(District-4.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1063) ADOPTED AS RESOLUTION R-288614

Authorizing a Cooperative Agreement with CalTrans for the relocation of sewer and sewer laterals on I-15 and Market Street.

CITY MANAGER SUPPORTING INFORMATION:

CalTrans is improving Interstate 15 between Interstate 5 and

State Route 94. As part of these improvements, the interchange of I-15 and Market Street will be modified. These modifications necessitate the removal of an existing City sewer outside of CalTrans' right-of-way. This agreement obligates the City to design and construct the new sewer main, and obligates CalTrans to pay for the cost of the project for a dollar figure not to exceed \$156,000. This work consists of removing the existing 8-inch sewer from CalTrans' right-of-way and building 682 feet of new 8-inch sewer and four new manholes inside the City's right-of-way, and building eight new laterals and connections. The City will provide maintenance of the new sewer main within the City's right-of-way.

WWF-97-285.

FILE LOCATION: MEET CONT FY97-1

COUNCIL ACTION: (Tape location: A510-537.)

CONSENT MOTION BY WEAR TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-104:

SUBJECT: Second Amendment to Agreement with Chicano Federation of San Diego, Inc.

(Sherman Heights Community Area. District-8.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1064) ADOPTED AS RESOLUTION R-288615

Authorizing a second amendment to the agreement with Chicano Federation of San Diego, for the design and construction renovation of their buildings at 2130 Market Street and 610 22nd Street;

Authorizing the expenditure of not to exceed \$100,000 from CDBG Funds 18529, Dept. 4042, Org. 4223, J.O. 112003.

CITY MANAGER SUPPORTING INFORMATION:

The Chicano Federation of San Diego County is a non-profit community based organization founded in 1968 to promote the self sufficiency of the Latino community. Its mission is to develop leadership, promote community development, provide quality services, and advocate on behalf of the Latino Community. It provides senior services, in-home support services, social and legal counseling, leadership training institute, community development, telecommunications projects, and several other community based services. Chicano Federation is proposing to design and renovate an old church which has historic significance at 2130 Market Street to be used as a community and training center and renovate an office building at 610 22nd Street. The Renovation at 2130 Market Street will consist of removal and replacement of existing roofing material, structural repair, removal and replacement of existing electrical and heating, ventilation and air conditioning (HVAC) system and exterior plastering and painting. The renovation at 610 22nd Street will consist of installation of new a HVAC system, electrical upgrade and installation of a new drop ceiling.

On December 8 1992, City Council adopted Resolution R-281232 authorizing the expenditure of \$159,064 for development of a master plan and design of this project. On March 18, 1996, City Council adopted Resolution R-287034 authorizing an additional \$325,000 for this project. On May 24, 1993, City Council adopted Resolution R-282036 granting an additional \$100,000 of CDBG funding for this project. This funding was omitted in the first amendment adopted on March 18, 1996. This action will allow the \$100,000 to be used for additional construction costs in this project.

Aud. Cert. 9701009.

FILE LOCATION: MEET CONT FY97-1

COUNCIL ACTION: (Tape location: A510-537.)

CONSENT MOTION BY WEAR TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-105:

SUBJECT: Southern California Coastal Water Research Project.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1067) ADOPTED AS RESOLUTION R-288616

Authorizing a fourth amendment to the Joint Powers Agreement of July 1, 1994, with the City of Los Angeles, the Orange County Sanitation District No. 1, and the Los Angeles County Sanitation District No. 2, in connection with the Southern California Coastal Water Research Project Authority, to be effective July 1, 1997;

Authorizing the expenditure of not to exceed \$300,000, consisting of \$203,150 from Fund No. 41508, and \$96,850 from Fund No. 41506, to provide Fiscal Year 1996-97 funds for the above amended agreement, and provided, that subsequent Fiscal year participation in the amended joint powers agreement and expenditures shall be contingent on the City Auditor first furnishing a certificate demonstrating that the funds are, or will be on deposit in the City Treasury.

CITY MANAGER SUPPORTING INFORMATION:

The Southern California Coastal Water Research Project is a joint project which began in 1969 to study the interrelationships of treated wastewater discharges and the marine ecology for the purpose of ensuring protection and conservation of marine resources. The study areas extend from the Mexican border to the Santa Barbara County line.

Other participants to this agreement include: 1) The City of Los Angeles, 2) County Sanitation District No. 1 of Orange County, 3) The City of San Diego, and 4) County Sanitation District No. 2 of Los Angeles County. Funding allocation is no longer proportional to flow of each agency. By the fourth year of this agreement the four sponsoring agencies will each be contributing \$250,000. The term of this agreement is for four years commencing with Fiscal Year 1998. Acceptance of this agreement obligates the City for the first year of the term. Withdrawal provisions are included within the agreement for years, two, three and four.

Aud. Cert. 9701014.

FILE LOCATION: MEET CONT FY97-1

COUNCIL ACTION: (Tape location: A510-537.)

CONSENT MOTION BY WEAR TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea,

Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea,
Vargas-yea, Mayor Golding-yea.

* ITEM-106:

SUBJECT: Bureau of Reclamation, Allocation of Federal Funds.

(See City Manager Report CMR-97-79.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1068) ADOPTED AS RESOLUTION R-288617

Authorizing the City Manager to apply for, accept, and
expend funds under Public Law 102-575 and to enter into
agreements with the United States Bureau of Reclamation
for the purpose of implementing the San Diego Area
Water Reclamation Program;

Authorizing the City Manager to enter into agreements
with participating agencies of the San Diego Area Water
Reclamation Program for the purpose of distributing
each agency's portion of the annual allocation of
federal funds from the United States Bureau of
Reclamation;

Authorizing the City Auditor and Comptroller to
establish a separate interest-bearing account for the
receipt and expenditures of grant funds for those
agencies participating in the San Diego Area Water
Reclamation Program.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A510-537.)

CONSENT MOTION BY WEAR TO ADOPT. Second by Kehoe. Passed
by the following vote: Mathis-yea, Wear-yea, Kehoe-yea,
Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea,
Vargas-yea, Mayor Golding-yea.

* ITEM-107:

SUBJECT: Change Order No. 1 for the Lower Otay Reservoir Raw

Water Pipeline Rehabilitation and By-Pass Pumping
System.

(Otay Mesa Community Area. District-8.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1089 Cor.Copy) ADOPTED AS RESOLUTION R-288618

Approving Change Order No. 1, with SCW Contracting Corporation, increasing the contract price by \$283,144;

Authorizing the Auditor and Comptroller to transfer \$283,144 from Water Revenue Fund 41500, Program Element 76451, (Water Purchases), Object Account 3232 to CIP-70-910.0, the Otay Reservoir Raw Water Pipeline Rehabilitation and By-Pass Pumping System;

Authorizing the expenditure of not to exceed \$283,144 from CIP-70-910.0, Otay Reservoir Raw Water Pipeline Rehabilitation and By-Pass Pumping System, provided that the City Auditor first furnishes one or more certificates demonstrating that funds necessary for expenditure under established contract funding phases, are, or will be, on deposit in the City Treasury;

Authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.

CITY MANAGER SUPPORTING INFORMATION:

On July 15, 1996, Council approved plans and specifications for the Otay Reservoir Raw Water Pipeline Rehabilitation, CIP-70-910. The first low bid was rejected as non-responsive and on October 7, 1996, Council authorized award of the contract to the second low bidder, SCW Contracting Corporation, in the amount of \$1,298,430. However, this process delayed start of construction and completion slipped to late July 1997. However, due to higher demands in summer, the completion date is unacceptable and staff has worked with the contractor to find ways to accelerate the work. This change order will require the contractor to complete the work 35 days earlier than the original construction schedule. Additionally, the contractor is concerned about the safety of his personnel and the poor condition of the existing steel pipe. SCW Contracting proposed an alternative: to clean the pipes, televise the pipe remotely with robotic equipment; and push a new pipe inside the existing pipe from the down stream end. This sliplining alternative accelerates the completion by two to three

weeks. This allows the adjacent treatment plant to draft water through the outlet tower/tunnel for 18 days in April of this year, and provides a new pipe that will serve the City well into the future. Also, by adding the third pump to the system, the operation could save another 30 days in imported water purchases. Maximizing use of local water saves \$1,000 for each million gallons treated compared to purchasing water from the County Water Authority. In conclusion, by accelerating contract completion 35 working days, accepting the contractor's proposal to slipline the existing 46-inch pipe and using a third pump for the by-pass pumping system, we estimate savings to the City's Water Purchase Fund to exceed \$900,000.

The Water Department, Water Operations Division and the Engineering and Capital Projects Department, Water & Wastewater Facilities Division staff are in agreement in recommending approval of this Contract Change Order No. 1.

Aud. Cert. 9701040.

WWF-CSD-97-265.

FILE LOCATION: CONT-SCW Contracting Corporation
 CONT FY97-1

COUNCIL ACTION: (Tape location: A510-537.)

CONSENT MOTION BY WEAR TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-108:

SUBJECT: Reclaimed Water Distribution System - Scripps Poway Parkway Subsystem.

(Scripps Ranch and Miramar Ranch North Community Areas. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-907) ADOPTED AS RESOLUTION R-288619

Approving Change Order No. 2, dated March 3, 1997, with Mladen Buntich Construction Company, for the Reclaimed

Water Distribution System - Scripps Poway Parkway Subsystem (Package E), increasing the contract price by \$267,126;

Authorizing the expenditure of not to exceed \$267,126 from Water Fund No. 41500, CIP-70-921.0, Scripps Poway Parkway Subsystem, to provide funds for this change order and to provide additional funds for project construction, contingencies, and related costs, provided that the City Auditor first furnishes one or more certificates demonstrating that funds necessary for expenditure under established contract funding phases are, or will be, on deposit in the City Treasury;

Authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.

CITY MANAGER SUPPORTING INFORMATION:

The construction contract for Reclaimed Water Package E was approved for award by City Council on February 12, 1996 (R-286926). The contract was awarded to the lowest responsible bidder, Mladen Buntich, on July 10, 1996. The contract documents specified aggregate subbase material under the existing asphalt for the entire length (15,020') of the pipeline. Potholing operations during construction discovered that there is cement treated base instead of aggregate base. Cement treated base material is significantly harder and requires additional excavation work, which was not included in the original contract. This project is included in the Interim Order issued by the Federal Court dated August 28, 1994.

Aud. Cert. 9701022.

FILE LOCATION: CONT-Mladen Buntich Construction Company
 CONT FY97-1

COUNCIL ACTION: (Tape location: A510-537.)

CONSENT MOTION BY WEAR TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-nay, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-109:

SUBJECT: North City Cogeneration Facility.

(University Community Area. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1100) ADOPTED AS RESOLUTION R-288620

Approving Change Order No. 5, dated March 14, 1997, with Vadnais Corporation, for the North City Cogeneration Facility - Miramar Road Subsystem Extension Part 1, Package A, increasing the contract price by \$234,838;

Authorizing the expenditure of not to exceed \$234,838 from Sewer Fund No. 41509, CIP-46-504.0, North City Cogeneration Facility, to provide funds for this change order, contingencies, and related costs, provided that the City Auditor first furnishes one or more certificates demonstrating that funds necessary for expenditure under established contract funding phases are, or will be, on deposit in the City Treasury;

Authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.

CITY MANAGER SUPPORTING INFORMATION:

Change Order No. 5 to the Vadnais Corporation construction contract adds the portion of a 10-inch landfill gas pipeline located within Miramar Road to the reclaimed water pipeline construction contract. The 10-inch landfill gas pipeline will convey landfill gas from the Miramar Landfill to the Cogeneration Facility at the North City Reclamation Plant.

The intent of the change is to minimize the number of contractors working on the same section of Miramar Road. In allowing Vadnais Corporation to construct the 2,300 lineal feet of 10-inch gas pipeline, the City will benefit by saving additional mobilization costs (if another contractor were to perform the construction). In addition, the impact on the public's use of Miramar Road will be minimized if Vadnais Corporation can complete the gas line construction immediately following installation of the reclaimed water line. The total estimated cost of this Change Order will not exceed \$234,838.

Aud. Cert. 9701049.

FILE LOCATION: CONT-Vadnais Corporation CONT
 FY97-1

COUNCIL ACTION: (Tape location: A510-537.)

CONSENT MOTION BY WEAR TO ADOPT. Second by Kehoe. Passed
by the following vote: Mathis-yea, Wear-yea, Kehoe-yea,
Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea,
Vargas-yea, Mayor Golding-yea.

* ITEM-110:

SUBJECT: Agreement with Catholic Charities San Diego for
 Renovation of the Rachel's Women's Center.

 (Centre City Community Area. District-2.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

 (R-97-996) ADOPTED AS RESOLUTION R-288621

 Authorizing an agreement with Catholic Charities San
 Diego, for the design and renovation of the Rachel's
 Women's Center at 759 Eighth Avenue;

 Authorizing the expenditure of an amount not to exceed
 \$48,000 from CDBG Fund 18531, Dept. 4082, J.O. 112600.

CITY MANAGER SUPPORTING INFORMATION:

Catholic Charities San Diego is a non-profit corporation formed
in 1919 to be the social service instrument of the Diocese of San
Diego. They are committed to helping people develop and fulfill
their potential in the physical, emotional, social and spiritual
realms of life. Catholic Charities provides and administers the
following programs: clinical services, foster care services,
alcohol recovery support services, housing, refugee and immigrant
services, pregnancy, parenting, and adoption services. Catholic
Charities is proposing to repair and renovate the Rachel's
Women's Center at 759 Eighth Avenue. The center offers a full
spectrum of support services to women.
The repairs and renovation consists of repair of rain water
seepage at the east wall, fire code compliance, repair of water
pipe leakage, painting and carpeting. On May 1, 1995, City
Council adopted Resolution R-285685 granting \$48,000 for this

project. This action will allow the \$48,000 to be used for this purpose.

Aud. Cert. 9700928.

FILE LOCATION: MEET CONT FY97-1

COUNCIL ACTION: (Tape location: A510-537.)

CONSENT MOTION BY WEAR TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-111:

SUBJECT: First Amendment to the Agreement with Conwell Shonkwiler and Associates for the Point Loma Branch Library.

(Point Loma Community Area. District-2.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1076) ADOPTED AS RESOLUTION R-288622

Authorizing a first amendment to the agreement with Conwell Shonkwiler and Associates for professional services required for the development of the Point Loma Branch Library;

Authorizing the expenditure of not to exceed \$249,500 from CIP-35-067.0, Point Loma Library Fund No. 30244.

CITY MANAGER SUPPORTING INFORMATION:

The City entered into an agreement with Architects Veitzer Shonkwiler, AIA on September 8, 1986 for the design of the expansion of the Point Loma Library. The design was partially completed through the conceptual design phase, then stopped due to the lack of project funding. The original architectural firm Veitzer Shonkwiler, AIA, prior to going out of business, assigned the project to Gerald W. Shonkwiler, the principal of Conwell Shonkwiler and Associates. Since the original firm Veitzer Shonkwiler was replaced, this first amendment to the agreement with Conwell Shonkwiler and Associates will provide the

professional services for this project.

Aud. Cert. 9700991.

FILE LOCATION: MEET CCONT FY97-1

COUNCIL ACTION: (Tape location: A510-537.)

CONSENT MOTION BY WEAR TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-112:

SUBJECT: Motorcycle Awareness Month.

DEPUTY MAYOR WARDEN'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1094) ADOPTED AS RESOLUTION R-288623

Recognizing "Motorcycle Awareness Month" and commending the organizers and volunteers for their leadership, vision and foresight dedicated to the safety of all street and highway users in San Diego;

Proclaiming the month of May 1997 to be "Motorcycle Awareness Month" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A178-187, A510-537.)

CONSENT MOTION BY WEAR TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-113:

SUBJECT: Excusing Deputy Mayor Warden from the Council Meeting of 4/15/97 and PSN&NS Committee Meeting of 5/14/97.

DEPUTY MAYOR WARDEN'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1103) ADOPTED AS RESOLUTION R-288624

Excusing Deputy Mayor Barbara Warden from attending the following regularly scheduled meetings, due to her attendance at the California Criminal Justice Council in Sacramento:

1. Council Meeting of April 15, 1997.
2. Public Safety and Neighborhood Services Committee Meeting of May 14, 1997.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A510-537.)

CONSENT MOTION BY WEAR TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-114:

SUBJECT: Truck Prohibition on Maya Linda Road between Black Mountain Road and Carroll Canyon Road.

(Mira Mesa Community Area. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1065) ADOPTED AS RESOLUTION R-288625

Prohibiting commercial vehicles with a gross vehicle weight rating of over 10,000 pounds from operating on Maya Linda Road between Black Mountain Road and Carroll Canyon Road;

Authorizing the installation of the necessary signs and markings; the regulations imposed will become effective upon the installation of the signs.

CITY MANAGER SUPPORTING INFORMATION:

The property owners and residents on Maya Linda Road have

submitted a favorable petition (representing 75 percent of the abutting properties) requesting that a truck prohibition be established. The subject street is residential in character and part of a contiguous neighborhood in the Mira Mesa Community. The subject street has been experiencing an increase in heavy truck traffic due to shortcutting to avoid delays along Black Mountain Road and Carroll Canyon Road. A truck prohibition of commercial vehicles with a gross vehicle weight over five tons is recommended on Maya Linda Road. Trucks making local deliveries and providing service to this neighborhood will be exempt from the prohibition.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A510-537.)

CONSENT MOTION BY WEAR TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-115:

SUBJECT: Barrio Logan Redevelopment Project Area Committee (PAC)
Election of March 19, 1997.

(Barrio Logan/Harbor 101 Community Area.
District-8.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-1038) ADOPTED AS RESOLUTION R-288626

Ratifying the election results of March 19, 1997 for
the Barrio Logan Redevelopment Project Area Committee.

CITY MANAGER SUPPORTING INFORMATION:

In accordance with the PAC Bylaws, the PAC annual election was held on March 19, 1997, to fill seats whose terms have expired. As a result of the election, six members were elected. The names and the categories represented by the six elected members nominated for ratification by the City Council are as follows:

Business Owner or Representative: Walter Barrett, Brad Bittner,
Glenna Schmidt, Steve Zapoticzny

Residential Tenant: Maria Osorio, Rosa Maria Gallegos

Following the Council's ratification of the election results of March 19, 1997, one vacancy will remain on the PAC. The Redevelopment Agency staff and the PAC membership will undertake continuing efforts to maintain the high level of interest in the PAC.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A510-537.)

CONSENT MOTION BY WEAR TO ADOPT. Second by Kehoe. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-S400: TRAILED TO TUESDAY, MAY 6, 1997

(Continued from the meeting of April 28, 1997, Item 202, at the City Manager's request, for uncompleted work related to the item.)

SUBJECT: Contracts with Fire & Life Safety Services and Rural/Metro Corporation for Emergency Medical and Medical Transportation Services.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-)

Authorizing and directing the City Manager to enter into the necessary agreements between the City, Fire and Life Safety Services and Rural/Metro Corporation, to provide emergency medical and medical transportation services consistent with the Request for Proposals and the responding Proposal from Fire & Life Safety Services.

FILE LOCATION: NONE

COUNCIL ACTION: (Tape location: A005-012.)

TRAILED TO TUESDAY, MAY 6, 1997, AS REQUESTED BY THE CITY MANAGER.

NON-DOCKET ITEMS:

None.

ADJOURNMENT:

The meeting was adjourned by Mayor Golding at 2:38 p.m.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A537.)